

OFFICE OF PERSONNEL MANAGEMENT

5 CFR PART 214

SENIOR EXECUTIVE SERVICE

*Advance  
copy*

AGENCY: Office of Personnel Management.

ACTION: Final regulation.

SUMMARY: Section 3133(e) of the Civil Service Reform Act directs the Director of the Office of Personnel Management to establish, by rule, the minimum number of positions in the Senior Executive Service which are to be career reserved. The law further stipulates that the number shall not be less than the number of Senior Executive Service positions which, before October 13, 1979 were authorized to be filled only through competitive civil service examination. This regulation establishes the minimum number of career reserved positions within a new Part 214 of 5 CFR.

EFFECTIVE DATE: July 1, 1979.

FOR FURTHER INFORMATION CONTACT: Jack Vincent, (202) 632-6820.

SUPPLEMENTARY INFORMATION: A new Part 214 is being added to Title 5, Code of Federal Regulations to set out the authority for agencies to place positions in the Senior Executive Service, to designate career reserved positions and for other purposes. All of the material for this new Part 214 is reserved for later publication except for section 214.403 of subpart D. This section is published herein for final rulemaking without a comment period because the only content is a number required by law and determined by a count of positions.

The rest of Part 214 will be published at a later date and open for public participation through a comment period and public notices.

The table of contents for Part 214 is set forth as follows:

Subpart A - Principal Statutory Requirements (Reserved)

Sec. 214.101 Principal Statutory Requirements (Reserved)

Subpart B - General Provisions (Reserved)

Sec. 214.201 Definitions (Reserved)

Sec. 214.202 Authority to make determinations (Reserved)

Subpart C - Exclusions (Reserved)

Sec. 214.301 Exclusions (Reserved)

Subpart D - Types of Positions (Reserved)

Sec. 214.401 Types of Positions (Reserved)

Sec. 214.402 Career reserved positions (Reserved)

Sec. 214.403 Minimum number of career reserved positions

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Accordingly Sec. 214.403 is set forth as follows:

Sec. 214.403 Minimum number of career reserved positions

The minimum number of positions in the Senior Executive Service

Government-wide that must be career reserved is 3571 as determined

by the Director of the Office of Personnel Management under section

3133(e) of 5 U.S.C.

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Approved For Release 2001/05/01 : CIA-RDP82-00357R000900130003-0